

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

FILED
U.S. DISTRICT COURT
EASTERN DISTRICT OF LA.
2019 FEB -6 P 1:15

WILLIAM W. BLEVINS
CLERK
JW

FACTUAL BASIS

UNITED STATES OF AMERICA * CRIMINAL NO. 18-203
v. * SECTION: "R"
PASCAL CALOGERO, III *
* * *

The defendant, **PASCAL CALOGERO, III** (hereinafter, the "defendant" or "CALOGERO"), has agreed to plead guilty as charged to Count One of the Bill of Information currently pending against him, charging him with conspiracy to commit sex trafficking of a minor, in violation of Title 18, United States Code, Section 1594(c). Should this matter proceed to trial, both the Government and the defendant, **PASCAL CALOGERO, III**, do hereby stipulate and agree that the following facts set forth a sufficient factual basis for the crime to which the defendant is pleading guilty. The Government and the defendant further stipulate that the Government would have proven, through the introduction of competent testimony and admissible, tangible exhibits, the following facts beyond a reasonable doubt to support the allegations in the Bill of Information now pending against the defendant:

Introduction

The Government would show that, at all times mentioned in the Bill of Information, **PASCAL CALOGERO, III**, was an adult male who resided in the Metairie, Louisiana area.

AUSA *JG*
Defendant *PC*
Defense Counsel *MR*

The Government would further show that, at all times mentioned in the Bill of Information, **J.B.** was an adult male who resided in the New Orleans, Louisiana area.

The Government would show that, at all times mentioned in the Bill of Information, **Minor Victim 1** was a juvenile female who was born in about September 2002, and who resided in the Metairie, Louisiana area.

Minor Victim 1

The Government would present the testimony of eyewitnesses and, further, introduce recorded statements and documentary evidence that on about May 9, 2017, **J.B.** met **Minor Victim 1** in New Orleans, Louisiana. Shortly after their meeting, **J.B.** recruited **Minor Victim 1** to begin working for **J.B.** as a prostitute. As part of his recruitment process, **J.B.** represented that **Minor Victim 1** would earn \$1,000 per day.

The Government would present the testimony of eyewitnesses that **J.B.** required **Minor Victim 1** to turn over all, or most, of the money she earned from prostitution to him.

The Government would further present documentary evidence and eyewitness testimony that **J.B.** created advertisements on online classified advertisement services commonly used to advertise sexual services in exchange for money, through which **J.B.** received telephone calls and text messages inquiring about, scheduling, and arranging prostitution dates with **Minor Victim 1**. **J.B.** scheduled the time, location, and other logistics of prostitution dates with **Minor Victim 1**. From on or about May 9, 2017, through on or about May 23, 2017, at **J.B.**'s direction, **Minor Victim 1** worked in the New Orleans, Louisiana area as a prostitute, engaging in "dates" arranged by **J.B.** as a result of inquiries made in response to the online classified advertisements described above. When **J.B.** scheduled an "in call" prostitution date for **Minor Victim 1**, the date occurred

AUSA JG
Defendant PC
Defense Counsel MM

in a hotel room reserved and paid for by **J.B.** When **J.B.** scheduled an “out call” prostitution date for **Minor Victim 1**, **J.B.** would typically arrange transportation, accompany **Minor Victim 1** to the location of the prostitution date, and wait nearby while the date took place.

J.B. and CALOGERO

The Government would introduce documentary evidence, including cellular phone records and online classified advertisements, eyewitness testimony, and statements made by **CALOGERO** that **CALOGERO** met **J.B.** when a mutual associate referred **J.B.** to **CALOGERO** as a source for arranging prostitution dates.

The Government would further admit documentary evidence that on several occasions, including May 16, 2017 and May 22, 2017, **J.B.** transmitted sexually explicit photographs of **Minor Victim 1** to **CALOGERO** via email and text message for the purpose of offering and encouraging **CALOGERO** to arrange a prostitution date with **Minor Victim 1**.

The Government would further admit documentary evidence, eyewitness testimony, and the statements of **CALOGERO** that on multiple occasions, including on May 13, 2017, May 18, 2017, and May 20, 2017, **CALOGERO** arranged with **J.B.** to engage in prostitution dates with **Minor Victim 1**. For each date, **CALOGERO** agreed to pay not less than \$120 to engage in vaginal and oral sex with **Minor Victim 1**.

The Government would further admit documentary evidence and eyewitness testimony that on about May 18, 2017, at **J.B.**'s request, **CALOGERO** agreed to transport, and did in fact transport, **Minor Victim 1** to and from a prostitution date with another male at a hotel located on O'Keefe Street in New Orleans, Louisiana.

The Government would further admit documentary evidence and eyewitness testimony that **CALOGERO** attempted to facilitate the prostitution of **Minor Victim 1** to multiple adult men between May 15, 2017, and June 5, 2017. **CALOGERO** did so successfully on at least three occasions between May 15, 2017, and May 21, 2017, including on May 18, 2017, and May 20, 2017. Specifically, **CALOGERO** advertised **Minor Victim 1** by transmitting sexually explicit pictures of her to adult men via text message. He then negotiated prices and arranged the times and locations of the prostitution dates with **Minor Victim 1**. On about May 20, 2017, **CALOGERO** provided his residence as the location of a prostitution date he arranged for **Minor Victim 1** with an adult male.


Recovery

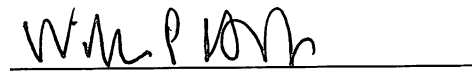
Detectives with the Jefferson Parish Sheriff's Office and Special Agents with the Federal Bureau of Investigation (FBI) would testify, and documentary evidence would be introduced to show, that on about May 23, 2017, law enforcement agents identified an advertisement for suspected prostitution services posted on an online classified website. The advertisement contained multiple pictures of **Minor Victim 1**, was entitled "Jessica (Your Dream Goddess)," and stated, "I am a N.O. hottie looking for fun. I am seeking cultured, and well mannered [sic] gentlemen to see and have a good times with. I am available for your calls or your texts at (504) XXX-7870." A law enforcement official, acting in an undercover capacity, arranged a "date" that involved prostitution services by calling the telephone number listed on the advertisement. Using information obtained because of the arrangement of the prostitution date, law enforcement authorities determined that **Minor Victim 1** was located at a hotel in New Orleans, Louisiana.

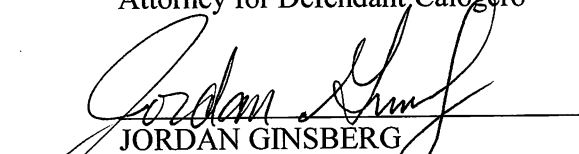
Shortly thereafter, law enforcement officials arrived at the hotel and recovered **Minor Victim 1**.

The above facts come from an investigation conducted by, and would be proven at trial by credible testimony from, Special Agents from the FBI, Detectives from the Jefferson Parish Sheriff's Office, other witnesses, and documents and electronic devices in the possession of the FBI, and statements made by the defendant, **PASCAL CALOGERO, III**.

APPROVED AND ACCEPTED:


PASCAL CALOGERO, III.
Defendant


BILLY GIBBENS
(Louisiana Bar No. 27225)
Attorney for Defendant Calogero


JORDAN GINSBERG
(Illinois Bar. No. 6282956)
Assistant United States Attorney